**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO.4454 OF 2005**

Shaikh Ibrahim Abdul Kadar. ... Applicant.
Versus.
State of Maharashtra. ... Respondent.

Shri Abhaykumar Apte for the Applicant.

Ms.M.M.Deshmkh, A.P.P. for the Respondent.

**CORAM : ABHAY S. OKA, J.**

**DATED : 19th July, 2005.**

**P.C.:**

1. Heard the learned Advocate for the Applicant and the learned A.P.P. for the State. Offence has been registered under sections 141, 147, 148, 149, 326, 307, 34 of the Indian Penal Code at Wanorie Station, Pune. The learned Advocate for the Applicant submitted that there is a cross case registered at the Police Station and in fact the Applicant has suffered serious injuries. He submitted that no specific role has been ascribed to the Applicant.

2. The learned A.P.P. has placed on record relevant documents. The F.I.R. lodged by Complainant attributes a specific role to the Applicant. It is stated in the F.I.R. that he assaulted the complainant by a wooden stick and stone. Perusal of the injury certificate of the Complainant shows that he has suffered compound skull fracture and there is a damage to his brain.

3. If this is the prima facie material on record against the Applicant, considering the gravity of offence custodial interrogation of the Applicant is required. Hence no case is made out for enlarging the Applicant on anticipatory bail. Application is rejected.

**Judge.**